

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

RESOLUTION NO. 70-44

ADOPTING A POLICY STATEMENT REQUIRING WASTE DISCHARGERS
TO REPORT ON VIOLATIONS OF REQUIREMENTS AND TO ADVISE
OF CORRECTIVE ACTIONS IN SELF-MONITORING PROGRAM REPORTS

WHEREAS

Subdivision (b) of Section 13267 of the California Water Code provides that a California Regional Water Quality Control Board may require that any person discharging or proposing to discharge waste within its region or any citizen or domiciliary, or political agency or entity of this state discharging or proposing to discharge waste outside of its region that could affect the quality of waters within its region shall furnish under penalty of perjury, such technical or monitoring program reports as the board may specify;

Section 13268 of the California Water Code states that any person failing or refusing to furnish technical or monitoring program reports as required by subdivision (b) of Section 13267 or falsifying any information provided therein is guilty of a misdemeanor;

This Regional Board, on May 28, 1970, adopted Resolution No. 70-43 entitled, "Adopting a Policy Statement Relative To Responsibilities of Waste Dischargers and Procedure for Filing Self-Monitoring program and/or Technical Reports and Rescinding Resolution No. 398"; said resolution provides the procedure for the development of specifications for self-monitoring program or technical reports;

The principal purposes of a monitoring program by waste discharger, also referred to as self-monitoring program, are: (1) to document compliance with waste discharge requirements, established by this Regional Board, and (2) to facilitate self-policing by the waste discharger in the prevention and abatement of pollution arising from waste discharge;

NOW, THEREFORE BE IT RESOLVED THAT

This Regional Board requires that all waste dischargers shall be subject to self-monitoring programs;

This Regional Board requires that all analyses specified in the self-monitoring program be performed by a laboratory certified by the State Department of Public Health, and analysis reports shall be signed by the director of such certified laboratory;

This Regional Board requires that all waste dischargers under self-monitoring programs routinely perform self-evaluation of requirement violations and take appropriate actions to correct violations where requirement violations are found;

This Regional Board requires that all waste dischargers, at the time of submittal of self-monitoring program reports to this Regional Board, report on their requirement violations and corrective actions undertaken or planned by incorporating such information in their self-monitoring program reports;

This Regional Board requires that all letters transmitting self-monitoring and technical reports shall be signed by the official of the discharger who has the overall responsibility for the self-monitoring program and that such letters include a statement by such official under penalty of perjury that to the best of the signer's knowledge the reports are true and correct;

Notwithstanding the above requirement, this Regional Board reserves the right to require any waste dischargers within its region to file a technical report relative to requirement violations and corrective action at any time that it finds such action to be necessary;

The Executive Officer of this Regional Board is instructed to transmit a copy of this resolution to all affected waste dischargers in its region.

WILLIAM C. WEBER
Chairman

May 28, 1970

I, Fred H. Dierker, hereby certify that the foregoing is a true and correct copy of Resolution No. 70-44 as adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, at its regular meeting on May 28, 1970.

FRED H. DIERKER
Executive Officer
CALIFORNIA REGIONAL WATER
QUALITY CONTROL BOARD,
SAN FRANCISCO BAY REGION